

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

**BERKSHIRE HATHAWAY SPECIALTY,)
INSURANCE COMPANY,)**

Plaintiff and Counterdefendant,)

vs.)

Civil Action No.: 2:16-cv-02319

**IBC MANUFACTURING COMPANY)
(FORMERLY KNOWN AS CHAPMAN)
CHEMICAL COMPANY), HARTFORD)
ACCIDENT AND INDEMNITY)
COMPANY, FIRST STATE INSURANCE)
COMPANY, AND AMERICAN)
GUARANTEE AND LIABILITY)
INSURANCE COMPANY,)**

Judge Samuel H. Mays, Jr.

Magistrate Judge Tu M. Pham

**Defendants, Counterclaimants and)
Cross-claimants)**

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties by and through their undersigned counsel of record, hereby stipulate to the voluntary dismissal without prejudice of all claims of all parties including the dismissal without prejudice of the Complaint and all Counterclaims and Cross-claims.

All parties agree that in the event that any party wishes to file any future action relating to the claims at issue in this action, such action shall be filed in the United States District Court for the Western District of Tennessee, Western Division. All parties will bear their own costs, expenses and attorneys' fees.

Respectfully submitted,

By: /s/ William H. Tate

William H. Tate (#6797)
Howard Tate Sowell Wilson Leathers & Johnson, PLLC
201 Fourth Avenue North, Suite 1900
Nashville, Tennessee 37219
(615) 256-1125
*Attorneys for American Guarantee
and Liability Insurance Company*

By: /s/ Patrick T. Walsh

Patrick T. Walsh
Seth M. Jaffe
William C. Joern
Hinkhouse Williams Walsh LLP
180 N. Stetson Ave., Suite 3400
Chicago, IL 60601
(312) 784-5400
Attorneys for Berkshire Hathaway Specialty Insurance Company

By: /s/ Larry H. Montgomery

Larry H. Montgomery
Glankler Brown, PLLC
6000 Poplar Avenue, Suite 400
Memphis, TN 38119
(901) 525-1322
Attorneys for Berkshire Hathaway Specialty Insurance Company

By: /s/ Molly A. Glover

Molly A. Glover
Burch Porter & Johnson
130 N. Court Avenue
Memphis, TN 38103
(901) 524-5000
*Attorneys for IBC Manufacturing Company (Formerly Known as
Chapman Chemical Company) a Delaware corporation with principal
place of business in Memphis, Tennessee*

By: /s/ John Harold Kazanjian

John Harold Kazanjian
Beveridge & Diamond PC
477 Madison Ave., 15th Floor
New York, NY 10022
(212) 702-5420
*Attorneys for IBC Manufacturing Company (Formerly Known as
Chapman Chemical Company) a Delaware corporation with principal
place of business in Memphis, Tennessee*

By: /s/ Lee H. Ogburn

Lee H. Ogburn
Ezra S. Gollogly
Kramon & Graham, PA
One South Street, Suite 2600
Baltimore, MD 21202
(410) 752-6030
*Attorneys for Hartford Accident and
Indemnity Company and First State Insurance
Company, a Connecticut Corporation*

By: /s/ Justin Nicholas Joy

Justin Nicholas Joy
Lewis Thomason, P.C.
One Commerce Square
40 S. Main Street
29th Floor, Suite 2900
Memphis, TN 38103
(901) 525-8721
*Attorneys for Hartford Accident and
Indemnity Company and First State Insurance
Company, a Connecticut Corporation*

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of March 2017, a copy of the Stipulation of Dismissal without Prejudice was filed electronically with the Clerk's office by using the CM/ECF system and served electronically upon the parties through the Court's ECF system and by email.

/s/ Larry H. Montgomery